

GAS HEARINGS UNDER WAY.

LIKELY TO LAST FOR THREE MONTHS OR MORE.

Jerome's Assistant, Howard Gans, Takes a Leading Part in the Fight to Uphold the 50 Cent Bill—Consolidated Has 30 Days to Present Direct Testimony.

The hearing in the fight over eighty cent gas began yesterday before Arthur H. Gaston, referee, at 40 Wall street.

The hearing will continue for three months or more. Thirty days are given to the Consolidated Gas Company to complete their direct evidence in the case, forty-five to the State and county and fifteen more to the company in rebuttal. Judge La-combe also ordered that the hearing proceed regularly from day to day.

Charles E. Hughes, who had been engaged to push the proceedings for the State, had already completed his arrangements for a trip to Europe and could not therefore be present. Attorney-General Mayer, with Senator Alfred R. Page, appeared for the State. Howard S. Gans was present for District Attorney Jerome and Assistant Corporation Counsel Burr appeared for the city. John A. Garver of Shearman & Sterling represented the gas company. Ex-United States Attorney-General Beck will be associated with him.

Mr. Garver opened the case for the gas company by outlining the evidence he would present in support of the company's contention that the eighty cent law is confiscatory and unconstitutional.

The taking of evidence began with the filing of copies of the various State laws under which all the constituent companies had been started, recapitulated and combined, together with the law under which the consolidation was effected in 1884.

Mr. Gans, who was apparently leading the fight for the 50 cent gas law, Mr. Mayer having departed, objected to the deeds of all the property of the company being introduced as evidence by Gilbert Franklin, an employee in the real estate department of the company. "Only the deeds to the property the company is actually using in providing gas for New York county are relevant," he urged.

Referee Gaston overruled Mr. Gans, who took an exception; and all the deeds were put in evidence.

Mr. Gans and Mr. Burr objected to the assessed valuation of all the property being taken as their real valuation, on the ground that the company should produce evidence. Referee Gaston again overruled.

Mr. Garver then asked his witness to give the figure at which the State assessors several years ago had fixed the value of all the franchises of the company. Mr. Gans again objected, on the ground that many of these had expired and were worthless.

Referee Gaston temporarily sustained Mr. Gans's objection, but allowed the testimony to go on the record. This whole matter would have to be thrashed out, he said, and his decision was given in order to have a full hearing on the matter of these special franchises.

Mr. Franklin then gave \$31,900,000 as the valuation fixed by the State Board of Assessors. This also included mains and service pipes, but he did not know in what proportion.

CITS ON LAWYERS' TICKET.
Favor Independent Action, but Are Not Sure About All the Names.

The city committee of the Citizens' Union approved at a special meeting last night the policy of the lawyers' committee in deciding to run an independent judiciary ticket, but the committee hesitated when it came to adopting the list of candidates selected by the lawyers. Instead it was determined to appoint a special committee to inquire into the education and qualifications of the candidates and a similar committee to pass upon the candidates in Brooklyn.

The special committee were directed to report before September 15, when the judicial district conventions will be held to consider names of these or other candidates for judicial offices whose character and reputation are such as to insure their independent and intelligent administration of justice.

UNIONS TO ROB SAN FRANCISCO
Organizers Plan to Get \$2.25 for an Eight Hour Day for Laborers.

SAN FRANCISCO, July 16.—Organizer Zant of the American Federation of Labor succeeded today in lining up 400 of the workmen employed on the United Railways and forming them into a union.

It is expected that 1,000 members will soon be enrolled. This is an effort to unionize a mob of unskilled laborers on the street railways, and to get for them an advance to \$2.25 a day.

Electrical workers on the United Railroads also threaten to walk out on Wednesday unless they get an eight hour day at the same pay they are now getting for ten hours work.

This unionizing of construction laborers on the street railways is the first move to bulk builders and owners of lots who are removing debris and reconstructing the city. If unskilled labor is to get \$2.25 for an eight hour day it will mean a heavy additional cost for rebuilding the city.

THREE KILLED BY DYNAMITE

Explosion in Factory Destroys Twenty-five Buildings.

ST. PAUL, Minn., July 16.—The Atlantic Dynamite Company's plant at Barksdale, Wis., was destroyed by an explosion at 8 o'clock this morning. The first report said that twenty-five had been killed.

A correspondent of the *Dispatch*, just returned, reports that L. L. Pierce, superintendent of the factory, whose home was in Wilmington, Del., and William Wallace, a laborer, are among the dead.

There were twenty-five buildings in the group, and they were practically all demolished by the explosion. There were twenty others injured, some of which will probably die. The shock was terrible, as more than thirty tons of dynamite exploded. The shock broke windows at Chicago, seven miles distant, and was felt twenty-five miles away.

Walsh Tammany Club Formed.

A Tammany club for the new Twenty-first Assembly District was started last night by the Walsh men. The clubrooms are at 2805 Seventh avenue. Edward D. O'Brien, a son of Judge Denis O'Brien of the Court of Appeals, was elected president. Daniel E. Dowling, former Deputy Surveyor of the Port, was made vice-president and Charles Carruth was put in as second vice-president. Magistrate Walsh made a speech and most of the newly elected followed suit. A committee of three was appointed to decide on a fitting name for the organization.

Mr. Boldt's Summer Home Not for Sale.

URICA, July 16.—A story which has been circulated on the St. Lawrence River is to the effect that overtures had been made by a titled visitor from abroad for the purchase of George Boldt's summer home on Heards Island, the most beautiful and costly place on the river. It is said that about \$2,000,000 has been expended on the place thus far, and that the most beautiful and costly plans are finished. Mr. Boldt, when questioned today, said to a reporter: "It is perfectly absurd. I do not know the man referred to. This is my family home. Why should I sell it?"

Boy Accidentally Shoots His Sister.

OLEAN, N. Y., July 16.—A fatal shooting accident occurred this afternoon at State Line Mills, Pa., near here. David Johnson, who lives on McCrea Brook, and his wife were berrying, leaving in charge of the house their son Willie, 15 years of age, and daughter Edna, two years younger. A hen hawk flew into the chicken yard and the boy went after a revolver. The little girl followed and met him there. The hen hawk as they met the gun exploded and the bullet went into her brain, killing her instantly.

You can smoke a 5c cigar for 5c or you can smoke a 10c cigar for 5c.

It all depends upon how you buy the cigar. You can go into a retail cigar store, put down a nickel and get a 5c. cigar or you can send the nickel along with 95 other nickels to my factory and get for each 5c. a cigar equal to the retailer's 10c. straight.

MY OFFER IS:—I will, upon request, send one hundred Shivers' Panatela Cigars on approval to a reader of The Sun, express prepaid. He may smoke ten cigars and return the remaining ninety at my expense if he is not pleased with them; if he is pleased, and keeps them, he agrees to remit the price, \$5.00, within ten days.

The fillers of these cigars are Clear Havana, of good quality—not only clear, but long, clean Havana—no shorts or cuttings are used. They are hand-made by the best of workmen. The making has much to do with the smoking qualities of a cigar. The wrappers are genuine Sumatra.

In ordering please enclose business card or give personal references, and state whether mild, medium or strong cigars are desired.

HERBERT D. SHIVERS,
913 Filbert Street, Philadelphia, Pa.

NOT REALLY ENGAGED.

Dudley Carter Admits That Miss Norma Munro Has Not Said Yes.

Miss Norma Leslie Munro authorized yesterday a denial that she was engaged to marry Dudley Carter, the young son of the actress Leslie Carter-Payne, who announced her engagement at a dinner on Sunday night.

Young Carter himself admitted that he had been mistaken about it. He said that when he confided to his friends at the dinner that he was to marry Miss Munro he hadn't carefully thought over what he was going to say. Having now assured his friends that it was all a mistake, he said he was going away for a rest.

MAGISTRATE MEADE DEAD.

Had Been Disabled for Three Years as a Result of Apoplexy.

Clarence W. Meade, long a City Magistrate and Police Justice, died yesterday at his home, 848 West Twenty-third street, after an illness of three years, which began with a stroke of apoplexy. He had been confined to the house constantly after that.

Justice Meade was born in Twenty-second street near Ninth avenue in 1841. He always lived in Old Chelsea and he got his education in the public schools of that district. He worked first as a clerk in a dry goods store. From the time he was a young man he has been active in district politics.

He joined the Produce Exchange in 1860 and four years later he got the appointment of assistant appraiser of the port. Ten years later Gov. Cornell appointed him a port warden. In the year of the first struggle between Bryan and McKinley for the Presidency Mr. Meade ran for Congress in the Tenth district, but was defeated. Prior to that time he had been a Police Justice, but he was legislated out of office in 1883. Two years later Mayor Strong put him back on the bench as a City Magistrate. His term would have expired next year.

For years Justice Meade was a figure about the Fifth Avenue Hotel and other places where Republican politicians gathered. His daughter, married to a State Senator, Fred Gibbs, who was the Republican national committeeman from New York State. She is the only relative who survives him.

Obituary Notes.

Henry T. Crosby, a veteran of the civil war and for ten years chief clerk of the War Department, died in Baltimore Sunday night at the age of 64 years. He was born in Philadelphia, enlisted in the 14th Pennsylvania Volunteers and served until the close of the war, when he was appointed to general clerical service in the War Department. He was appointed chief clerk in 1872, but resigned ten years later to practice law in Washington. Failing health resulted in his resignation under the War Department in San Francisco, where he worked during the earthquake resulted in another breakdown.

Thomas Moody Wyatt, who had been practicing law for nearly half a century, died Saturday at his home, 214 Hancock street, Brooklyn, in his seventy-ninth year. He was a graduate of Harvard and was formerly active in Republican politics and was a member of the Union League Club and the Lincoln Club. He leaves a widow and son.

William H. Pullis, father of ex-Recorder Edward Pullis of North Bergen, is dead at his home, 609 Hackensack plank road, in that town. He was 77 years old. He was sexton of Trinity Church, New York city, for eighteen years, succeeding his father in the place. He was known among sportsmen years ago as the proprietor of the Three Pigeon Hotel.

Brother Bruno of the order of St. Francis, who had been a teacher and principal in Catholic parochial schools in Brooklyn for twenty-five years, died on Sunday night after a long illness at Centrepont, N. J., in his sixty-third year. He joined the order in 1870. The funeral services will take place at Centrepont this morning.

The house of Jeff, Weller & Co. of 329 Broadway closed its doors yesterday on account of the death of the father of Charles M. Allen, the treasurer of the company. Mr. Allen's father retired from business many years ago. He died at his home in Allenhurst, N. J.

Highway Commissioner Patrick B. O'Rourke of Saratoga, who had also filed several terms of office of the port, died Sunday night. He was 54 years old and a native of Albany county. He was a prominent Democrat.

James Finlan of Fort Hunter, N. Y., died yesterday at the age of 87 years. He was a Democrat in politics and had served as postmaster of Fort Hunter.

A grape juice that is prescribed by doctors where life is at stake is a pretty safe daily beverage. This is true of

Welch's Grape Juice

and it costs no more than doubtful kinds.

Sold by druggists and grocers everywhere. Write us for free book of recipes. Welch Grape Juice Co., Westfield, N. Y.

PASTOR THE CORRESPONDENT

IN THE DIVORCE WHICH ROBERT CRUIT OF MONTCLAIR GOT.

Neither His Wife Nor the Preacher Had Anything to Say in Court—They Clings On Made Things Lively for Some Days in a Jersey Hotel.

MONTCLAIR, N. J., July 16.—Robert Cruit, a New York advertising agent residing at 147 Upper Mountain avenue, got a divorce from his wife, Nellie Jewett Cruit, Chancellor Magie signed the final decree in Trenton this morning. In his application for a divorce Cruit alleged that his wife eloped with the Rev. Henry Jeschke, formerly the pastor of the Unitarian church at Ridgewood, Bergen county.

The testimony was taken before Town Attorney Edwin B. Goodell of this place, who acted as a special master in chancery. Cruit declared that his wife had left him more than a year ago. There are three children, ranging from 7 to 13 years old. Cruit testified that his wife made the acquaintance of the preacher two years ago, when she and her family were guests at the old Canistota House, near Stockholm. Benson F. Snyder, the proprietor of the hotel, then took up the story. He testified that he had seen Mrs. Cruit and Mr. Jeschke out driving together, and Mrs. Cruit, in order to escape identification, hid behind a rain curtain.

Snyder kept a watchful eye upon them, and noticed that the minister visited Mrs. Cruit often. He also surmised that he came to the hotel at night, and with the aid of two neighbors he watched in a log cabin on the lawn and awaited developments. They did not have to wait long when they noticed some signals made with a lamp at Mrs. Cruit's window. Shortly after midnight a man walked across the lawn toward the front door of the hotel, and was about to enter when the landlord pounced upon him and threatened to shoot him if he insisted upon going into the house.

The visitor attempted to enter by another door, and Snyder fired four shots at him, none of which took effect, and the man escaped through the door.

Then the three men made a rush for the house and discovered the Rev. Mr. Jeschke under a table in the dining room. He was almost prostrated with fright. Mrs. Cruit came down stairs and begged the landlord to let him remain in the house. She contended her infatuation for him, and said her husband knew she could never care for him again. She also added that her church taught that as long as a woman cared for only one man there was no sin.

Mr. Snyder said he was induced by the entreaties of the woman and the condition of the clergyman to let him stay in the house, with the result that Mrs. Cruit kept him in her apartments for two days, bringing him food and other necessities.

This testimony was corroborated by Albert S. Leeper of Sussex and Charles D. Day of Canistota.

Neither Mrs. Cruit nor Mr. Jeschke offered any evidence in rebuttal, and allowed the case to go by default. Mr. Cruit is at present spending the summer at St. Anthony Park, Minn. The custody of his three children was given to him.

TAGGART WINS FIRST FALL.

Court Refuses State an Injunction Because It Has Accomplished End Sought.

INDIANAPOLIS, July 16.—National Democratic Chairman Taggart won a technical victory over the State to-day when Judge Buskirk of the Orange Circuit Court declined to issue an injunction against the French Lick and West Baden hotel companies and place their properties in the hands of a receiver.

He held that the State has a right to sue under the voluntary associations act and that such a suit may properly be brought in the name of a local prosecutor, as was the case in the French Lick litigation, but he sustained the third paragraph in the defendant's demurrer, which set out that the complaint did not state facts sufficient to constitute a cause of action.

Judge Buskirk indicated very clearly that, by raising the casinos and taking possession of the gambling apparatus, the State itself stopped gambling and therefore, the thing which it charged to exist and for whose existence it demanded such an extraordinary remedy, has been discontinued by the act of the State itself and no injunction would lie against the companies. On this point the court said:

"The conditions that would warrant injunction must exist at this time, when, through the medium of the public press, from the published interviews with counsel for both plaintiff and defendant, and, if I may be pardoned from the trial of this cause by counsel in the columns of the daily press, we all know—the whole country knows—that the casino or clubhouse is described in the information were raided by the officers of the law prior to the filing of this information, that their gambling apparatus was seized and that it is now in the custody of the auditor awaiting orders for its destruction and that the casinos or clubhouses are not open."

Attorney General Miller said to-day that a transcript would be made out at once and filed in the Supreme Court of Appeals. He said the decision, if it should stand, would be dangerous to the State, for the reason that, if the auditor should stop the violations of charter rights complained of, when no case would lie against the offender, and if notice must first be given the result would be the same, and it would be impossible to punish an offending corporation.

EQUIPPED DENVER STYLE.

Man With Artillery Starts to Wind Up an Estate in the Tallahassee Club.

There was a short, sharp fight in a room of the Tallahassee Club, the Tammany organization of the old Fifteenth Assembly district, at 331 West Forty-eighth street, last night, between Edward G. Beck of Denver and his brother-in-law, Capt. Michael A. Burnes of 342 West Forty-seventh street. Beck was overpowered and taken to the West Forty-seventh street police station. He was locked up, charged with carrying concealed weapons. He had two large revolvers and a cartridge belt with thirteen cartridges in it.

Burnes married Beck's sister. He says that the trouble arose over a family estate of which Mrs. Burnes was executrix. Beck got the idea, Burnes says, that he had not received all that was coming to him and that it was Burnes's fault. He began writing letters East to say that Burnes had better beware because his life was going to be shortened in a hurry.

Letters all were addressed to 328 West Forty-eighth street, where Burnes used to live when he was in charge of Truck 4, at Forty-eighth street and Eighth avenue. Burnes retains his title from the days when he was a fireman. He now is retired.

Beck got no answers to his letters, so he came East. He reached New York last night and finding that his brother-in-law had moved around to the Tallahassee Club, knowing that he had a good chance to find Burnes there. Beck greeted Burnes pleasantly and said he would like to see him upstairs.

Burnes says that they went to a room on the second floor and that Beck at once produced part of the artillery and announced that he was going to shoot. Burnes grabbed the revolver and shouted for help. Some men in the next room ran in and all hands grappled with the big Westerner. The battle was lively but not long, and Policeman Thomas Moore took Beck to the station house.

Beck, it is said, was born in New York. He went West several years ago to work as a mining engineer. He gave his address as 1905 Market street, Denver.

SUIT AGAINST JUSTICE HOOKER.

Recd ver of Wrecked Fredonia Bank Seeks Payment of a Note Made by Him.

JAMESTOWN, N. Y., July 16.—In the United States District Court in this city to-day the trial of an action brought by Christopher L. Williams, receiver of the wrecked Fredonia National Bank, against Justice Warren B. Hooker was begun, and the entire afternoon was spent in taking testimony. The plaintiff has a note made by Justice Hooker for \$81,840, which, it is claimed, has never been paid in full. The note is dated November 6, 1899, and on the back are indorsements in Cashier P. R. Green's handwriting showing that \$15,230.63 has been paid.

Justice Hooker's defense is that the note was given in an oil deal which terminated disastrously and that subsequently his wife, Etta E. Hooker, transferred to the bank \$24,000 worth of Seneca oil stock, Beck to the station house.

Beck, it is said, was born in New York. He went West several years ago to work as a mining engineer. He gave his address as 1905 Market street, Denver.

further about the note until it was presented for payment after the closing of the bank and that the indorsements were made by Cashier Green merely for the purpose of making a showing to the bank examiners.

The plaintiff merely presented the note with proof of the genuineness of the cashier's indorsement and then rested the case. The defense introduced the minutes of a meeting of the bank directors, showing that the arrangement as alleged had been made, and Justice Hooker himself testified that such was the fact. At the conclusion of his testimony he was subjected to a severe cross-examination by Attorney Frank W. Stevens, who prosecuted the charges against him in the State Legislature. This examination was not concluded when court adjourned.

\$10 Fines for Car Rowdies.

Magistrate Steiner fined thirteen subway train rowdies \$10 each in the West Side police court yesterday and said he intended to treat all prisoners arraigned for that offense in the same way. The majority of the prisoners were under 16 years of age.

MEAN TRICK OF THE WIND.

Italians on Their Way to Celebrate Deprived of Their Guns and Their Freedom.

A slight gust of wind carrying through the gallery at the Manhattan end of the Brooklyn Bridge about 5 o'clock yesterday afternoon lifted the coat tails of Tony Passafiume, 17 years old, and John Annorelli, 27 years, both of Norwalk, Conn. They were coming to New York to help celebrate the feast of Our Lady of Mount Carmel, and in order to make their share of the noise they had provided themselves with 32-calibre revolvers and pocketfuls not of blank but of ball cartridges.

The wind disclosed the shining butts of the revolvers. Detective Crosby of the Bridge Squad caught the glint and before the Italians knew what had happened the two revolvers were whisked from their pockets and they were under arrest. They celebrated in the Oak street station house last night.

Ex-Sheriff of Columbia County a Suicide.

Hudson, N. Y., July 16.—Ex-Sheriff Henry Rest, one of the most prominent politicians in Columbia county, committed suicide this morning by shooting himself in the head. No cause is given for the act.

STATEN ISLAND DARK AND SLOW.

Not Enough Power to Light the Streets and Keep the Trolleys Going.

The trolley cars throughout Staten Island, which have been limping badly ever since a week ago last Sunday, when there was a triple accident at the power houses, were in worse condition than ever last night and the street lighting circuits were also in trouble.

For an hour all the arc lights were out and did only intermittent service after that. The trolley cars had their poorest night's service. These usual courses was to lie dead for from ten to fifteen minutes, then run for anything from five to fifteen minutes and then stand still. No information as to when an effective service will be established could be obtained at the offices of the company controlling the power.

Trainload of Elks Have Narrow Escape.

TRINIDAD, Col., July 16.—A train on the Colorado and Southern Railway, carrying hundreds of Texas Elks to the convention in Denver, was wrecked three miles north of Forter Junction to-day. Engineer Martin J. Cullen was killed and Fireman Charles T. Garrett badly hurt.

TO THE American People AND THE World at Large

"The Franco-American Food Company has a remarkably well managed establishment, and if the Chicago establishments had been like this, our report would have been a eulogy instead of a critique."

(Signed) **James B. Reynolds**

Commissioner appointed by President Roosevelt to report on the condition of packing houses in Chicago; joint author of the Nell-Reynolds report.

The original letter from which this is an extract is at the disposal of any of our visitors desiring to see it.

The Franco-American Food Company JERSEY CITY HEIGHTS, N. J. Packers of Honestly and Cleanly Made

Canned Soups
Potted Beef
Game Pates
Invalid Broths
Ready-Made Entrees
Plum Pudding

